



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

NOV 20 2003

TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO CA 94111-3834

#15

In re Application of :
Ira Pasten et al :
Serial No.: 09/684,599 : PETITION DECISION
Filed: October 5, 2000 :
Attorney Docket No.: 015280-259120 :

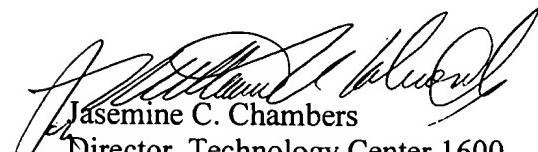
This is a decision on the petition filed September 3, 2003, under 37 CFR 1.181, requesting revival of the above identified application based on non-receipt of an Office action.

A review of the file history shows that the examiner mailed an Office action to applicants on August 16, 2002, indicating that applicants' reply dated June 27, 2002, was not responsive to the Office action mailed December 19, 2001, and setting a one month time period for reply to correct the deficiencies. A Notice of Abandonment was mailed to applicants on June 4, 2003, when no reply had been received. Applicants state that the Office action was never received and provide statements and docket reports verifying the same. It also appears that the copy of the Office action mailed to applicants was returned to the Office by the Postal Service for unknown reasons. In view of the evidence presented the Notice of Abandonment is withdrawn and the application restored to pending status with the mailing of this decision.

Applicant's petition under 37 CFR 1.181 is **GRANTED**.

The application will be forwarded to the examiner for remailing of the Office action of August 26, 2002.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to: Director, Technology Center 1600, P.O. Box 1450, Alexandria, VA 22313-1450, or by telephone at (703)308-3824 or by facsimile transmission at (703) 305-7230.


Jasemine C. Chambers
Director, Technology Center 1600